



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Georgetown Analytical Systems

File: B-270617

Date: December 21, 1995

DECISION

Georgetown Analytical Systems protests the terms of solicitation No. 2-36450, issued by the National Aeronautics and Space Administration. The protester contends that the solicitation violates and infringes upon a patent that it holds.

We dismiss this protest because we do not consider questions of patent infringement under our bid protest jurisdiction.

A patent holder's remedy for any alleged government violation of its patent rights, resulting from a government procurement, is a suit for money damages against the government before the Court of Federal Claims. 28 U.S.C. § 1498. Consequently, that forum, not our Office, considers allegations of possible patent infringements in connection with procurement actions. Diversified Technologies; Almon A. Johnson, Inc., B-236035, Nov. 6, 1989, 89-2 CPD ¶ 427.

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